

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

WYETH,	)	
	)	
Plaintiff,	)	
	)	
v.	)	C.A. No. 06-222 (JJF)
	)	
IMPAX LABORATORIES, INC.,	)	
	)	
Defendant.	)	

**NOTICE OF MOTION**

PLEASE TAKE NOTICE that plaintiff Wyeth respectfully requests that its Motion to Strike paragraphs 72-73, 81-84, 129-30 and 133-36 of the Rebuttal Expert Report of Arthur H. Kibbe, Ph.D. be heard on December 7, 2007 at 10:00 a.m.

MORRIS, NICHOLS, ARSHT & TUNNELL LLP

*/s/ Karen Jacobs Louden*

---

Jack B. Blumenfeld (#1014)  
Karen Jacobs Louden (#2881)  
1201 N. Market Street  
Wilmington, DE 19899-1347  
(302) 658-9200  
klouden@mnat.com  
*Attorneys for Plaintiff Wyeth*

OF COUNSEL:

Basil J. Lewris  
Linda A. Wadler  
Finnegan, Henderson, Farabow,  
Garrett & Dunner, L.L.P.  
901 New York Avenue, N.W.  
Washington, DC 20001  
(202) 408-4000

November 15, 2007  
1315533

**CERTIFICATE OF SERVICE**

I, the undersigned, hereby certify that on November 15, 2007, I electronically filed the foregoing with the Clerk of the Court using CM/ECF, which will send notification of such filing(s) to the following:

Mary B. Matterer  
MORRIS JAMES LLP

I also certify that copies were caused to be served on November 15, 2007 upon the following in the manner indicated:

**BY E-MAIL AND HAND**

Mary B. Matterer  
MORRIS JAMES LLP  
500 Delaware Avenue, Suite 1500  
Wilmington, DE 19899

**BY E-MAIL**

Joseph C. Gratz  
Daralyn J. Durie  
KEKER & VAN NEST LLP  
710 Sansome Street  
San Francisco, CA 94111-1704

*/s/ Karen Jacobs Loudon*

---

klouden@mnat.com (#2881)